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2 **UNITED STATES DISTRICT COURT**
3 **DISTRICT OF NEVADA**

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7 DONNA ABILA,

8 Plaintiff,

9 vs.

10 UNITED STATES OF AMERICA,

11 Defendant.

2:09-cv-01345-KJD-VCF

ORDER

[Motion for Relief from Requirement that Person with Settlement Authority Attend Settlement Conference. (#97)]

12 Before the Court is the Government's Motion for Relief from Requirement that Person with
13 Settlement Authority Attend Settlement Conference. (#97).

14 Reviewing Defendant's Motion (#97) and Plaintiff's Opposition (#99), the court notes that Ms.
15 Vance represents that she will insure that this action is thoroughly evaluated by appropriate officials
16 within the U.S. Attorney's Office and other appropriate DOJ officials in advance of the settlement
17 conference. Plaintiff argues that the claimed value of this case exceeds \$1,000,000 and that having
18 present at the settlement conference a representative whose authority is limited to that amount will
19 frustrate the settlement process. The court has not yet received the settlement conference statements and
20 is not in a position to evaluate the strength of plaintiff's claim that a fair settlement of this case will
21 exceed Ms. Vance's authority.

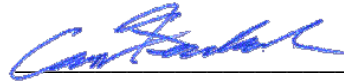
22 In these circumstances and relying on the Ms. Vance's representations, Defendant's motion will
23 be granted.

24 It is the court's expectation that Ms. Vance's thorough evaluation with the officials whose
25 presences is being excused will result her being able to efficiently negotiate settlement figures above her

1 normal authority, if appropriate, conditioned only on approval by the excused officials, who will be
2 available by phone without undue delay.

3 IT IS HEREBY ORDERED that the Motion for Relief from Requirement that Person with
4 Settlement Authority Attend Settlement Conference (#97) is GRANTED.

5 DATED this 16th day of July, 2013.



6 CAM FERENBACH
7 UNITED STATES MAGISTRATE JUDGE
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